IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY SEVENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO: 23566 of 2004

Between:

M/S. Sri Lakshmi Venkateswara Rice & Flour Mill, Chintalapudi - 534 460,
Chintalpudi Mandal, West Godavari District
Rep by its Managing Partner Mr. M. Satyanarayana

..... PETITIONER

AND

1 The Government of A.P., Rep by its Secretary Food and Agriculture

(Marketing) Department, Secretariat, Hyderabad.
2 The Director of Marketing, Government of A.P., BRKR Buildings,

Hyderabad.
3 The Agricultural Market Committee, Chanalapudi, West Godavari

District, Rep by its Secretary

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any appropriate Writ declaring that the action of the respondents in notifying the Rice as Agricultural produce for the purpose of levy of Market Fee under the provisions of the A.P. Agricultural (Produce & Live Stock) Markets Act, 1966, is arbitrary and illegal, and direct the respondents not to insist the petitioners to pay the market fee on the rice milled from out of paddy, if necessary by granting a declaration that Rice is not an agricultural produce within the meaning of the A.P. Agricultural (Produce & Live Stock) Market Act, 1966 and grant such other relief.

Counsel for the Petitioner: MR.P.BALAJI VARMA

Counsel for the Respondents: GP FOR AGRICULTURE

The Court at the stage of admission made the following:

HONOURABLE SRI JUSTICE L.NARASIMHA REDDY

W.P.NO.23566 OF 2004

ORDER: -

It is represented that the question involved in this writ petition was decided by a Division Bench of this Court in W.P.No.18977 of 2002 and it was answered against the petitioners through the judgment dated 21.12.2004.

In that view of the matter, the writ petition is dismissed. No costs.

L.NARASIMHA REDDY, J

27th December, 2004

SKM

To

1. The Secretary, Government of A.P., Food and Agriculture

(Marketing) Department, Secretariat, Hyderabad.
2. The Director of Marketing, Government of A.P., BRKR Buildings,

Hyderabad.
3. The Secretary, Agricultural Market Committee, Chanalapudi, West

Godavari District.

4. 2 CCs to G.P. for Agriculture, High court Buildings, Hyderabad (OUT)

5. Two C.D. Copies.